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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/791,154	03/02/2004	Richard A. Cardemon	1416-32

Woodard, Emhardt, Moriarty, McNett & Henry LLP
Bank One Center/Tower
Suite 3700
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Indianapolis, IN 46204-5137

CONFIRMATION NO. 3163
FORMALITIES
LETTER

Date Mailed: 08/30/2005

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

10/26/2005 TBESHAH1 00000045 10791154

FILED UNDER 37 CFR 1.53(b)

01 FC:2001 395.00 OP
02 FC:2201 300.00 OP
03 FC:2202 400.00 OP
04 FC:2051 65.00 OP

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 395 to complete the basic filing fee for a small entity.
- The oath or declaration is missing. *A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
Note: If a petition under 37 CFR 1.47 is being filed, an oath or declaration in compliance with 37 CFR 1.63 signed by all available joint inventors, or if no inventor is available by a party with sufficient proprietary interest, is required.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of \$700 as a small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.16(f) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$1160 for a Small Entity

- \$395 Statutory basic filing fee.

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- \$65 Surcharge.
- Total additional claim fee(s) for this application is \$700
 - \$300 for 3 independent claims over 3.
 - \$400 for 16 total claims over 20.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*


Office of Initial Patent Examination (571) 272-4000, or 1-800-PTO-9199, or 1-800-972-6382
PART 2 - COPY TO BE RETURNED WITH RESPONSE

WOODARD, EMBARDT, MORIARTY, MCNETT & HENRY LLP
PATENT AND TRADEMARK ATTORNEYS

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FAX COVER SHEETDate: October 24, 2005Number of Pages: Cover sheet plus 7 page(s)

To: Mail Stop Missing Parts

Company: U.S.P.T.O.

Your Reference: Serial No. 10/791,154

Fax Number: 571-273-8300

From: John V. Daniluck (jdaniluck@uspatent.com) *MS* *24 Oct 2005*

Our Reference: 1416-32

Comments: Included with this transmission:

- (1) Response to Missing Parts (1 page)
- (2) Credit Card Payment Form (1 page)
- (3) Declaration of Inventors: (3 pages)
- (4) Formalities Letter (2 pages)

CONFIRMATION OF RECEIPT REQUESTED IF CHECKED: ☒**ORIGINAL COPY AND ANY ENCLOSURES WILL NOT BE SENT****BEST AVAILABLE COPY***If an error occurs during transmission please contact us at: (317) 634-3456***THIS MESSAGE IS INTENDED ONLY FOR THE ADDRESSEE(S) IDENTIFIED ABOVE.**

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1416-32:JVD:366366

IN THE UNITED STATES PATENT OFFICE

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In re patent application of:)
Richard A. Cardemon) Before the Examiner
Application No: 10/791,154)
Filing Date: March 2, 2004) Group Art Unit 3729
ADJUSTMENT METHOD AND)
APPARATUS FOR A BORING TOOL) October 24, 2005

RESPONSE TO NOTICE TO FILE MISSING PARTS
OF NONPROVISIONAL APPLICATION

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Notice to File Missing Parts of Nonprovisional Application dated August 30, 2005, Applicants herewith submit the Declaration signed by the inventors for the above-referenced patent application. Also enclosed is a copy of the Formalities Letter. The Commissioner is authorized to charge the fee of \$1160 to the credit card as listed on the enclosed Credit Card Payment Form. This total amount covers the following fees: (1) basic filing fee, \$395; (2) surcharge for late filing, \$65; (3) 3 independent claims over 3, \$300; and (4) 16 total claims over 20, \$400. No other fees are believed to be due; however, please charge any additional fees deemed required to Deposit Account No. 23-3030, but not to include any payment of issue fees.

CERTIFICATE OF FACSIMILE
I hereby certify that this correspondence is being directed to the Commissioner of Patents via facsimile to the Examiner of record at 571-273-8300 on October 24, 2005.

JOHN V. DANILUCK
Registered Representative

Signature

24 OCT 2005
Date of Signature

Respectfully submitted

By:

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RESPONSE TO MISSING PARTS

Serial No. 10/791,154
Attorney Docket: 1416-32
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